MULTIMEDIA UNIVERSITY

STUDENT ID NO

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# MULTIMEDIA UNIVERSITY

# FINAL EXAMINATION

**TRIMESTER 3, 2019/2020**

## UVT 2612 – ENVIRONMENTAL LAW

(All Sections / Groups)

9 JUNE 2020
Reading Time : 9:00 a.m. – 9:15 a.m.
(15 Minutes)
Answering Time: 9:15 a.m. – 12:15 p.m.
(3 Hours)

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**INSTRUCTIONS TO STUDENT**

1. Students will have **fifteen minutes** during which they may read the paper and make rough notes ONLY in their question paper. Students then have the remaining **THREE HOURS** in which to answer the questions.

2. This Question paper consists of 2 pages with 4 Questions only.

3. **Attempt Either Question 1A OR Question 1B. Questions Two to Four are compulsory.** All questions carry equal marks and the distribution of the marks for each question is given.

4. Students are only allowed to bring in CLEAN AND ORIGINAL COPY of the following statutes into the exam venue :
   i. Environmental Quality Act 1974
   ii. International Trade in Endangered Species Act 2008
   iii. Local Government Act 1976
   iv. Petroleum and Electricity (Control & Supplies) Act 1974

v. Wildlife Conservation Act 2010

"Clean" is defined to include no tagging, no annotation either by the publisher or anyone else, and no erased marking. Highlighting and underlining are also prohibited.

5. Please write all your answers in the Answer Booklet provided.

**ATTEMPT EITHER**

**QUESTION 1A**

The concept of sustainable development comes from ideas about sustainable forest management which were developed in Europe during the seventeenth and eighteenth centuries. Explain how Malaysia practices the latter concept as a derivation of the former.

**(Total: 25 marks)**

**OR**

**QUESTION 1B**

The concept of sustainable development may determine the future of any nation as climate change is affecting business and trade. Describe and explain the principles that guide environmental policies and laws in Malaysia.

**(Total: 25 marks)**

**ATTEMPT ALL QUESTIONS**

**QUESTION 2**

Pn. Kiah lives in a beautiful house by the sea. Her coastal reverie ended with a rude awakening last year when a company named Cengkerang Petroleum Sdn. Bhd. started installing an oil rig about 4.5 kilometres from her house. Needless to say, her view of the sea from her house is now very much compromised and she no longer enjoys lounging on her patio.

To make things worse, a thick black smoke has begun passing her house every weekend. She has found out that her new neighbours burn their grass clippings every weekend. Recently, she discovered that her house furniture and curtains are collecting soot.

Yesterday, there was an accident in the oil rig that caused the drill to break and leak the oil. The oil has spread to an area of 10 kilometres square. Cengkerang Petroleum Sdn. Bhd. has been trying to clean the oil spill up but they seem ill equipped for the situation.

Advise Pn. Kiah as to her legal options and how the neighbours and Cengkerang Petroluem Sdn. Bhd. could be liable under the relevant environmental laws in Malaysia.

**(Total: 25 marks)**

**Continued...**

## QUESTION 3

Mudin enjoys travelling to China; he does so every year. Last week, he was stopped by the authorities at the Kuala Lumpur International Airport en route to Wuhan.

When the authorities checked his luggage, they found that it was filled with rolls of Blood Python skin, 25 kilograms of Pangolin scales, a Malayan Tapir hide and some teeth. He was arrested.

The authorities then carried out an investigation which led them to his shop where they found a menagerie of protected species of birds; a Serow; a pair of baby *orang utan;* the carcasses of a female *orang utan* and tiger; three Malayan Tapir hides; and some snares and tiger traps. In the shop computer, they found the website from which he sold birds. The authorities instructed him to present the relevant permits and licenses but he had none.

It has been discovered that the teeth belong to tigers.

Advise Mudin on his possible liabilities.

**(Total: 25 marks)**

## QUESTION 4

Explain with relevant Malaysian authorities, case laws and examples how the movie Frozen 2 depicts and mirrors environmental law issues in Malaysia.

**(Total: 25 marks)**

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